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PATENT APPLICATION
DOCKET NO.: 34650-00457USPT

RULES 63 AND 67 (37 C.F.R. 1.63 and 1.67)
DECLARATION AND POWER OF ATTORNEY

FOR UTILITY/DESIGN/CIP/PCT NATIONAL APPLICATIONS



As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **ADAPTIVE CHANNEL FILTRATION FOR COMMUNICATIONS SYSTEMS**, the specification of which: (mark only one)

- ___ (a) is attached hereto.
- X (b) was filed on October 2, 2000, as Application Serial No. 09/678,164.
- ___ (c) was filed as PCT International Application No. PCT/___ on ___ and was amended on ___ (if applicable).
- ___ (d) was filed on ___ as Application Serial No. ___ and was issued a Notice of Allowance on ___.
- ___ (e) was filed on ___ and bearing attorney docket number ___.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above or as allowed as indicated above.

I acknowledge the duty to disclose all information known to me to be material to the patentability of this application as defined in 37 CFR § 1.56. If this is a continuation-in-part (CIP) application, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability of the application as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this CIP application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application

on which my priority is claimed or, (2) if no priority is claimed, before the filing date of this application:

PRIOR FOREIGN PATENTS

<u>Number</u>	<u>Country</u>	<u>Month/Day/Year Filed</u>	<u>Date first laid-open or Published</u>	<u>Date patented or Granted</u>	<u>Priority Claimed</u>	
					<u>Yes</u>	<u>No</u>
_____	_____	_____	_____	_____	_____	_____

I hereby claim the benefit under 35 U.S.C. § 120/365 of any United States application(s) listed below and PCT international applications listed above or below:

PRIOR U.S. OR PCT APPLICATIONS

Application No. (series code/serial no.) Month/Day/Year Filed Status(pending, abandoned, patented)

I hereby appoint:

TIMOTHY G. ACKERMANN, Reg. No. 44,493	GERALD H. GLANZMAN, Reg. No. 25,035	SPENCER C. PATTERSON, Reg. No. 43,849
THOMAS E. ANDERSON, Reg. No. 37,063	J. KEVIN GRAY, Reg. No. 37,141	RUSSELL N. RIPPAMONTI, Reg. No. 39,521
BENJAMIN J. BAI, Reg. No. 43,481	STEVEN R. GREENFIELD, Reg. No. 38,166	ROSS T. ROBINSON, Reg. No. 47,031
MICHAEL J. BLANKSTEIN, Reg. No. 37,097	JOSHUA A. GRISWOLD, Reg. No. 46,310	STEPHEN G. RUDISILL,, Reg. No. 20,087
MARY JO BOLDINGH, Reg. No. 34,713	J. PAT HEPTIG, Reg. No. 40,643	HOLLY L. RUDNICK, Reg. No. 43,065
MARGARET A. BOULWARE, Reg. No. 28,708	SHARON A. ISRAEL, Reg. No. 41,867	J.L. JENNIE SALAZAR, Reg. No. 45,065
ARTHUR J. BRADY, Reg. No. 42,356	JOHN R. KIRK JR., Reg. No. 24,477	KEITH W. SAUNDERS, Reg. No. 41,462
MATTHEW O. BRADY, Reg. No. 44,554	PAUL R. KITCH, Reg. No. 38,206	JERRY R. SELINGER, Reg. No. 26,582
DANIEL J. BURNHAM, Reg. No. 39,618	TIMOTHY M. KOWALSKI, Reg. No. 44,192	GARY B. SOLOMON, Reg. No. 44,347
THOMAS L. CANTRELL, Reg. No. 20,849	JAMES F. LEA III, Reg. No. 41,143	STEVE Z. SZCZEPANSKI, Reg. No. 27,957
RONALD B. COOLLEY, Reg. No. 27,187	HSIN-WEI LUANG, Reg. No. 44,213	ANDRE M. SZUWALSKI, Reg. No. 35,701
THOMAS L. CRISMAN, Reg. No. 24,846	ROBERT W. MASON, Reg. No. 42,848	ALAN R. THIELE, Reg. No. 30,694
STUART D. DWORK, Reg. No. 31,103	ROGER L. MAXWELL, Reg. No. 31,855	TAMSEN VALOIR, Reg. No. 41,417
WILLIAM F. ESSER, Reg. No. 38,053	ROBERT A. McFALL, Reg. No. 28,968	RAYMOND VAN DYKE, Reg. No. 34,746
ROGER J. FRENCH, Reg. No. 27,786	LISA H. MEYERHOFF, Reg. No. 36,869	BRIAN D. WALKER, Reg. No. 37,751
JANET M. GARETTO, Reg. No. 42,568	STANLEY R. MOORE, Reg. No. 26,958	GERALD T. WELCH, Reg. No. 30,332
JOHN C. GATZ, Reg. No. 41,774	RICHARD J. MOURA, Reg. No. 34,883	HAROLD N. WELLS, Reg. No. 26,044
RUSSELL J. GENET, Reg. No. 42,571	MARK V. MULLER, Reg. No. 37,509	WILLIAM D. WIESE, Reg. No. 45,217
	P. WESTON MUSSELMAN JR. Reg. No. 31,644	
	DANIEL G. NGUYEN, Reg. No. 42,933	

all of the firm of **JENKENS & GILCHRIST, P.C.**, 3200 Fountain Place, 1445 Ross Avenue, Dallas, Texas 75202-2799, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application, provisionals thereof, continuations, continuations-in-part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business in the United States Patent and Trademark Office connected therewith, to appoint any individuals under an associate power of attorney and to file and prosecute any international patent application filed thereon before any international authorities, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization


who/which first sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct them in writing to the contrary.

Please address all correspondence and direct all telephone calls to:

Keith W. Saunders
Jenkins & Gilchrist, P.C.
3200 Fountain Place
1445 Ross Avenue
Dallas, Texas 75202-2799
214/855-4732 214/855-4300 (fax)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAMED INVENTOR(S)

1	Peter Jakobsson		04/18
	Full Name	Inventor's Signature	Date
	Uardavägen 6D SE-224 71 LUND Sweden		Swedish
	Residence (city, state, country)		Citizenship
	Uardavägen 6D SE-224 71 LUND Sweden		
	Post Office Address (include zip code)		